

FILED

FEB 19 2008

**RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) Case No. CR 08-0066 MAG

Plaintiff,)

v.)

ABRAN CHAVEZ-DIAZ,)

Defendant.)

[PROPOSED] ORDER FOR SUMMONS

Having reviewed the Declaration of Donald Magilligan, the Court finds that probable cause exists to believe that an offense has been committed. Accordingly, pursuant to Fed. R. Crim. P. 58(d)(3), the Clerk of the Court is directed to issue a Summons directing the defendant, Abran Chavez-Diaz, 1065 Rubicon Way, Santa Rosa, California 95404, to appear on March 13, 2008 at 9:00 a.m. before Magistrate Judge Joseph C. Spero to answer the Information that has been filed by the United States Attorney.

IT IS SO ORDERED.

Dated: 2-19-08



MARIA-ELENA JAMES
United States Magistrate Judge